

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KIMBERLY MARIE KATZENBERGER,
Plaintiff,

Case No. 1:10-cv-06029-CL

v.

MICHAEL J. ASTRUE, Commissioner,
Social Security Commission,
Defendant.

ORDER

PANNER, District Judge:

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983).

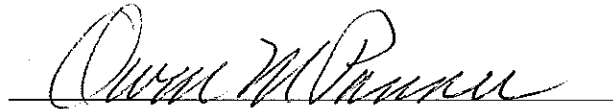
I agree with Magistrate Judge Clarke's conclusion that the ALJ did not properly consider the opinions of plaintiff's treating physicians. I also agree that no useful purpose would be served by remanding for further administrative proceedings. Accordingly, I ADOPT the Report and Recommendation.

CONCLUSION

Magistrate Judge Clarke's Report and Recommendation (#26) is adopted. This action is reversed and remanded for the calculation and award of benefits.

IT IS SO ORDERED.

DATED this 20 day of September, 2011.

A handwritten signature in black ink, appearing to read "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER
U.S. DISTRICT JUDGE